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| APPLICATION NO.  | FILING DATE | FIRST NAMED INVENTOR             | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------------------|---------------------|------------------|
| 10/812,145   | 03/29/2004  | William Edmund Cranstoun Kentish | 282568US8X          | 2154             |
| 22850  | 7590        | 09/10/2009                       |                     |                  |
| OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, L.L.P.<br>1940 DUKE STREET<br>ALEXANDRIA, VA 22314 |             |                                  |                     |                  |
| EXAMINER<br>FLANDERS, ANDREW C   |             |                                  |                     |                  |
| ART UNIT   |             | PAPER NUMBER                     |                     |                  |
| 2614   |             |                                  |                     |                  |
| NOTIFICATION DATE  |             | DELIVERY MODE                    |                     |                  |
| 09/10/2009   |             | ELECTRONIC                       |                     |                  |

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

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## Interview Summary

**Application No.**

10/812,145

**Applicant(s)**

KENTISH ET AL.

**Examiner**

ANDREW C. FLANDERS

**Art Unit**

2614

All participants (applicant, applicant's representative, PTO personnel):

(1) Andrew C Flanders.

(3) \_\_\_\_\_.

(2) Sameer Gokhale.

(4) \_\_\_\_\_.

Date of Interview: 03 September 2009.

Type: a) ☐ Telephonic b) ☐ Video Conference

c) ☒ Personal (copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 1.

Identification of prior art discussed: Taro (EP 1 189 372 A2).

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Discussed differences between proposed amendments to claim 1 and the Taro reference. Specifically, it appears Taro fails to explicitly disclose spectrally encoding the watermark signal using the same encoding that is used to encode the audio data. No indication of allowable subject matter was given. Further search and or consideration is required to determine allowability.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Andrew C Flanders/  
Examiner, Art Unit 2614